

CITY OF ROELAND PARK, KANSAS
CITY COUNCIL MEETING MINUTES
Roeland Park City Hall
4600 W 51st Street, Roeland Park, KS 66205
Monday, June 20, 2023, 6:00 P.M.

<ul style="list-style-type: none">○ Michael Poppa, Mayor○ Trisha Brauer, Council Member○ Benjamin Dickens, Council Member○ Jan Faidley, Council Member○ Jennifer Hill, Council Member	<ul style="list-style-type: none">○ Tom Madigan, Council Member○ Castagna-Herrera, Council Member○ Michael Rebne, Council Member○ Kate Raglow, Council Member	<ul style="list-style-type: none">○ Keith Moody, City Administrator○ Open, Asst. City Administrator○ Kelley Nielsen, City Clerk○ John Morris, Police Chief○ Donnie Scharff, Public Works Director
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Admin
Dickens
Rebne

Finance
Hill
Castagna-Herrera

Safety
Madigan
Brauer

Public Works
Faidley
Raglow

(Roeland Park Council Meeting Called to Order at 6:00 p.m.)

Pledge of Allegiance

Mayor Poppa called the City Council meeting to order and led everyone in the Pledge of Allegiance.

Roll Call

City Clerk Nielsen called the roll. CMBR Dickens and Brauer were absent; all other Governing Body members were present. Staff members present were City Attorney Mauer, Public Works Director Scharff, Police Chief Morris, and City Clerk Nielsen.

Executive Session

MOTION: CMBR HILL MADE A MOTION TO MOVE THE GOVERNING BODY RECESS INTO EXECUTIVE SESSION TO DISCUSS PERSONNEL MATTERS PURSUANT TO THE NON-ELECTED PERSONNEL MATTER EXCEPTION, K.S.A. 75-4319(B)(1). THE OPEN MEETING TO RESUME IN THE COUNCIL CHAMBER AT 6:05PM SECONDED BY CMBR MADIGAN. (MOTION CARRIED 6-0)

Modification of Agenda

CMBR MADIGAN MADE A MOTION TO REMOVE ITEM C UNDER NEW BUSINESS AND ITEM A UNDER ORDINANCES AND RESOLUTIONS SECONDED BY CMBR RAGLOW. (MOTION FAILED 3-4 WITH CMBR FAIDLEY, HILL, REBNE AND MAYOR POPPA VOTING NO)

I. PUBLIC COMMENTS

George Reichman (5215 Clark Drive) Mr. Reichman spoke regarding the Tree Preservation Ordinance.

Karen Grotewohl (5049 Parish Drive) Ms. Grotewohl spoke regarding the Tree Preservation Ordinance.

Cathy Creed (5007 Howe Drive) Ms. Creed spoke regarding the Tree Preservation Ordinance.

Megan Reavis (5628 Birch Street) spoke regarding the Tree Preservation Ordinance.

Judy Hyde (5113 W 58th Street) wrote via Zoom chat regarding the Tree Preservation Ordinance. Audio issues precluded virtual engagement during Public Comment. Ms. Hyde's chat comments were read aloud by Mayor Poppa for the community members attending in-person.

II. Consent Agenda

- A. **Appropriations Ordinance #1022**
- B. **Council Meeting Minutes June 5, 2023**

MOTION: CMBR MADIGAN MOVED AND CMBR CASTAGNA-HERRERA SECONDED TO APPROVE THE CONSENT AGENDA ITEMS AS PRESENTED. (MOTION CARRIED 6-0.)

III. Business from the Floor - Proclamations/Applications/Presentations

There was no Business from the Floor.

IV. Mayor's Report

No reports were given.

V. Reports of City Liaisons and Committees

No reports were given.

VI. Unfinished Business

There was no Unfinished Business to discuss.

VII. New Business

A. Approve Adding Workplace Gender Transition Policy to Employee Handbook

Mayor Poppa stated the policy aims at further protecting transgender community members from the anti-transgender bills passed by the Kansas Legislature which become law on July 1. He provided an overview of one piece of legislation, Senate Bill 180 (SB 180). Mayor Poppa stated the City wishes to reaffirm their commitment to equity and take concrete steps, internally, to protect transgender members of the community. He reviewed the Workplace Gender Transition Policy and noted that it is simply an internal resource providing direction to City staff and clarifying questions that may arise when an employee is transitioning.

Mr. Mauer provided a legal opinion on SB 180 and stated while it recognizes separate accommodations based on sex the bill does not direct individuals on which accommodations to use or prohibit individuals from utilizing accommodations that align with their gender identity. Notably, the measure also does not provide a private right of action, create a crime, or impose penalties for noncompliance.

Mayor Poppa reassured that the City's nondiscrimination ordinance will still be in full force and effect after July 1. Additionally, he stated that the Kansas Human Rights Commission includes sexual orientation and gender identity in their definition of "sex" as it relates to discrimination in employment, housing, and public accommodations.

MOTION: CMBR HILL MOVED AND CMBR RAGLOW SECONDED TO APPROVE ADDING WORKPLACE GENDER TRANSITION POLICY TO EMPLOYEE HANDBOOK. (MOTION CARRIED 6-0)

B. Appoint Aiden Ellis to the Sustainability Committee

MOTION: CMBR HILL MOVED AND CMBR MADIGAN SECONDED TO APPOINT AIDEN ELLIS TO THE SUSTAINABILITY COMMITTEE. (MOTION CARRIED 6-0)

C. Entertain a Motion to Take from the Table the Tree Preservation Policy Ordinance

MOTION: CMBR REBNE MOVED AND CMBR FAIDLEY SECONDED TO TAKE FROM THE TABLE THE TREE PRESERVATION POLICY ORDINANCE. (MOTION CARRIED 4-3 WITH CMBR MADIGAN, RAGLOW AND CASTAGNA-HERRERA VOTING NO)

VIII. Ordinances and Resolutions

A. Ordinance 1046 Establishing a Tree Preservation Policy

CMBR Madigan, Raglow and Castagna-Herrera requested that the ordinance be tabled until the results of the resident satisfaction survey would be in and reviewed by the Council at the July 24, 2023, City Council Meeting. CMBR Madigan stated that there had been no resident education on the Tree Preservation Policy since it was tabled at the meeting on December 19, 2022. CMBR Faidley, Hill and Rebne stated that the Governing Body that the policy had been discussed numerous times, and did not believe that tabling the issue, again, would be beneficial. A robust discussion ensued, debating the merits of those positions.

MOTION: CMBR MADIGAN MOVED AND CMBR RAGLOW SECONDED TO TABLE THE TREE PRESERVATION POLICY UNTIL THE RESIDENT SUREVEY RESULTS WERE IN AND BRING BACK AT THE FIRST MEETING IN AUGUST. (MOTION FAILED 3-4 WITH CMBR FAIDLEY, HILL, REBNE AND MAYOR POPPA VOTING NO.)

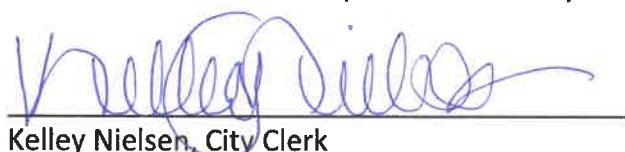
MOTION: CMBR FAIDLEY MOVED AND CMBR REBNE SECONDED TO APPROVE ORDINANCE 1046 ESTABLISHING A TREE PRESERVATION POLICY WITH 180 DAYS LEAD TIME FOR COMMUNITY EDUCATION PRIOR TO ORDINANCE GOING INTO EFFECT. (MOTION ULTIMATELY FAILED 4-3 WITH CMBR MADIGAN, RAGLOW AND CASTAGNA-HERRERA VOTING NO.) **Per City code Sec.1-214, the adoption of an ordinary ordinance requires 5 affirmative votes of the Council.**

IX. Reports of City Officials

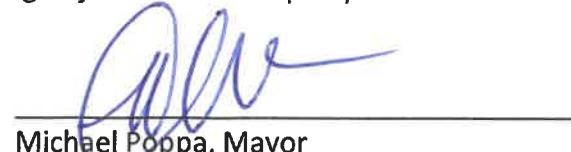
Adjourn:

MOTION: CMBR RAGLOW MOVED AND CMBR REBNE SECONDED TO ADJOURN. (MOTION CARRIED 6-0.)

(Roeland Park City Council Meeting Adjourned at 7:05 p.m.)



Kelley Nielsen, City Clerk



Michael Poppa, Mayor